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      DAVID OFFEN-BROWN -- #63321 (CÁ
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      LINDA S. ORDONIO-DIXON - #172830 (CA)
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 7
                             UNITED STATES DISTRICT COURT
 8
                           NORTHERN DISTRICT OF CALIFORNIA
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11
      EQUAL EMPLOYMENT OPPORTUNITY )
                                                   CIVIL ACTION NO. C-07-3944 (SBA)
      COMMISSION,
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                                                   ORDONIO-DIXON DECLARATION
13
                   Plaintiff
14
                                                                3, 3<sup>rd</sup> Fl. (Oakland)
                                                   Courtroom:
            v.
                                                                Hon. Saundra B. Armstrong
                                                   Judge:
15
      GEORGIA-PACIFIC CORRUGATED,
16
      LLC,
17
                   Defendant.
18
19
      I, LINDA ORDONIO-DIXON declare that I am a person over the age of eighteen, competent to
20
21
      testify to the following matters within my personal knowledge:
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            I am an attorney for plaintiff United States Equal Employment Opportunity Commission
      1.
23
            (EEOC), and in that capacity I am charged with the litigation of the instant suit. As
24
            such, I am personally familiar with the events and documents associated with the
25
            litigation of this case.
26
27
     //
28
      Ordonio-Dixon Decl.
     Civil Action No. C-07-3944 (SBA)
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- 2. On the morning of April 4, 2008, I read an email from Margaret Hart Edwards, counsel for Defendant Georgia Pacific Corrugated, proposing that the April 7, 2008 deposition of Charging Party Janet Stege be postponed. The email indicates it was sent at 3:54 p.m. on April 3, 2008. A true and correct copy of this email is contained in the attachment to this declaration.
- 3. The same morning, I responded to Ms. Edwards' email and indicated that if Ms. Stege's deposition was to be taken before the April 24, 2008, mediation "we need to go forward" with Ms. Stege's April 7, 2008 deposition. A true and correct copy of this email is contained in the attachment to this declaration.
- 4. On the morning of Saturday, April 5, 2008, I learned via an email from Ms. Edwards that the deposition on Monday, April 7, 2008, had been cancelled. The email indicates it was sent at 9:10 p.m. on April 4, 2008. A true and correct copy of this email is contained in the attachment to this declaration.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct, and that this Declaration was executed on April 14, 2008, at San Francisco, California.

//s// LINDA S. ORDONIO-DIXON **Attachment**

Filed 04/14/2008

From:

"Edwards, Margaret" <MHEdwards@littler.com>

To:

"LINDA ORDONIO-DIXON" < LINDA.ORDONIO-DIXON@EEOC.GOV>

Date: Subject: 4/4/2008 9:10:46 PM RE: Stege Deposition

We are not willing to go forward without knowing Ms. Stege's status, and it does make a difference. Nor do we agree that Ms. Dickson has the same status, when Ms. Stege is not a plaintiff. The deposition will not go forward on Monday. Please give me alternate dates later in April or in May.

I do not know yet whether we will have to seek a postponement of the mediation, but that seems a distinct possibility.

Margaret

Margaret Hart Edwards, Esq. Senior Shareholder Littler Mendelson PC 650 California Street, 20th Floor San Francisco, California 94108 Direct Phone: 415.288.6678 Direct Fax: 415.743.6641

General Office Phone: 415.433.1940 General Office Fax: 415.399.8490 Assistant: Yvonne Catig 415.288.6337

Email: mhedwards@littler.com <mailto:mhedwards@littler.com>

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From: LINDA ORDONIO-DIXON [mailto:LINDA.ORDONIO-DIXON@EEOC.GOV]

Sent: Friday, April 04, 2008 10:46 AM

To: Edwards, Margaret Cc: kathy@dicksonross.com Subject: Re: Stege Deposition

Hi Margaret, I don't believe the Court's ruling ruling makes a difference as to the taking of Janet's deposition. Janet's state claims arise out of the same set of facts as the federal claims in this case and Kathy, as Janet's private attorney, has the right to attend the depo. In any event, I am not available on the 21st or 22nd and there are no days in the week of April 14th on which Kathy and I are both available. If Janet's depo is to be taken before the mediation on the 24th, we need to go forward on Monday. Please let us know what you decide as soon as possible. Thanks, Linda

>>> "Edwards, Margaret" <MHEdwards@littler.com> 4/3/2008 3:54 PM >>>

Dear Linda,

As the court has taken the motion to intervene under submission, and we have no ruling, we believe that it would be premature to proceed with the deposition of Ms. Stege on Monday and Tuesday of next week. I'd like to propose that we try to reschedule the deposition for April 21 and 22, in the hope that we have a ruling by then, one way or the other, and we can get the deposition before the mediation on April 24, 2008. Will those dates work for you? If not, please give me alternative dates.

I assume that you will coordinate with Ms. Dickson, as Stege is not formally a plaintiff in the case.

Margaret Hart Edwards, Esq. Senior Shareholder Littler Mendelson PC 650 California Street, 20th Floor San Francisco, California 94108 Direct Phone: 415.288.6678 Direct Fax: 415.743.6641

General Office Phone: 415.433.1940 General Office Fax: 415.399.8490 Assistant: Yvonne Catig 415.288.6337

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CC: <kathy@dicksonross.com>